1 2 3 4 5 6	QUINN EMANUEL URQUHART & SULLIVA Charles K. Verhoeven (Bar No. 170151) charlesverhoeven@quinnemanuel.com Melissa Baily (Bar No. 237649) melissabaily@quinnemanuel.com Lindsay Cooper (Bar No. 287125) lindsaycooper@quinnemanuel.com 50 California Street, 22 <sup>nd</sup> Floor San Francisco, California 94111-4788 Telephone: (415) 875-6600 Facsimile: (415) 875-6700	AN, LLP			
7	Attorneys for Google LLC				
8	UNITED STATES DISTRICT COURT				
9	NORTHERN DISTRICT OF CALIFORNIA				
10	SAN FRANCISCO DIVISION				
11	GOOGLE LLC,	CASE NO. 3:20-cv-06754-WHA Related to CASE NO. 3:21-cv-07559-WHA			
12	Plaintiff,				
13	VS.	DECLARATION OF JOCELYN MA IN SUPPORT OF SONOS, INC.'S			
14	SONOS, INC.,	ADMINISTRATIVE MOTION TO CONSIDER WHETHER ANOTHER			
15	Defendant.	PARTY'S MATERIAL SHOULD BE SEALED (DKT. NO. 252)			
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
		CASE No. 3:20-cv-06754-WHA			

DECLARATION OF JOCELYN MA

I, Jocelyn Ma, declare and state as follows:

- 1. I am an attorney licensed to practice in the State of California and am admitted to practice before this Court. I am an associate at Quinn Emanuel Urquhart & Sullivan LLP representing Google LLC ("Google") in this matter. I have personal knowledge of the matters set forth in this Declaration, and if called as a witness I would testify competently to those matters.
- 2. I make this declaration in support of Sonos, Inc.'s ("Sonos") Administrative Motion to Consider Whether Another Party's Material Should Be Sealed ("Administrative Motion") (Dkt. No. 252) filed in connection with Sonos's Opposition to Google's Motion for Summary Judgment Pursuant to the Court's Patent Showdown Procedure ("Opposition") (Dkt. No. 251). If called as a witness, I could and would testify competently to the information contained herein.
  - 3. Google seeks an order sealing the materials as listed below:

Document	Portions Sonos	Portions Google	Designating
	Sought to Be	Seeks to Be Filed	Party
	Filed Under Seal	Under Seal	
Sonos's Opposition	Portions	Portions	Google
	Highlighted in	Highlighted in	
	Green	Green	
Exhibit 1 to the Declaration of	Entire Document	Portions Outlined	Google
Michael P. Boyea in Support of		in Red Boxes	
Opposition ("Exhibit 1")			
Exhibit 2 to the Declaration of	Entire Document	Entire Document	Google
Michael P. Boyea in Support of			
Opposition ("Exhibit 2")			
Exhibit 3 to the Declaration of	Entire Document	Entire Document	Google
Michael P. Boyea in Support of			
Opposition ("Exhibit 3")			
Exhibit 4 to the Declaration of	Entire Document	Entire Document	Google
Michael P. Boyea in Support of			
Opposition ("Exhibit 4")			
Exhibit 7 to the Declaration of	Entire Document	Entire Document	Google
Michael P. Boyea in Support of			
Opposition ("Exhibit 7")			
Exhibit 9 to the Declaration of	Entire Document	Entire Document	Google
Michael P. Boyea in Support of			
Opposition ("Exhibit 9")			
Exhibit 10 to the Declaration of	Entire Document	Entire Document	Google
Michael P. Boyea in Support of			
Opposition ("Exhibit 10")			

1
2
3
4
5
6
7
8
9
10
11

Exhibit 11 to the Declaration of Michael P. Boyea in Support of Opposition ("Exhibit 11")	Entire Document	Entire Document	Google
Exhibit 12 to the Declaration of Michael P. Boyea in Support of Opposition ("Exhibit 12")	Entire Document	Entire Document	Google
Exhibit 13 to the Declaration of Michael P. Boyea in Support of Opposition ("Exhibit 13")	Entire Document	Entire Document	Google
Exhibit 14 to the Declaration of Michael P. Boyea in Support of Opposition ("Exhibit 14")	Entire Document	Entire Document	Google
Exhibit 15 to the Declaration of Michael P. Boyea in Support of Opposition ("Exhibit 15")	Entire Document	None	Google
Exhibit 16 to the Declaration of Michael P. Boyea in Support of Opposition ("Exhibit 16")	Entire Document	Entire Document	Google

- 4. I understand that the Court analyzes sealing requests in connection with motions for summary judgment pursuant to the "compelling reasons" standard. *See, e.g., Edwards Lifesciences Corp. v. Meril Life Scis. Pvt. Ltd.*, No. 19-CV-06593-HSG, 2021 WL 5233129, at \*4 (N.D. Cal. Nov. 10, 2021); *Baird v. BlackRock Institutional Tr. Co., N.A.*, No. 17-CV-01892-HSG, 2021 WL 105619, at \*5 (N.D. Cal. Jan. 12, 2021). I also understand that courts have found materials which detail product architecture and could harm a litigant's competitive standing are appropriately sealed under this standard. *See, e.g., Icon-IP Pty Ltd. v. Specialized Bicycle Components, Inc.*, No. 12–cv–03844–JST, 2015 WL 984121, at \*2 (N.D. Cal. Mar. 4, 2015); *Delphix Corp. v. Actifo, Inc.*, No. 13-cv-04613-BLF, 2014 WL 4145520, at \*2 (N.D. Cal. Aug. 20, 2014).
- 5. Sonos's Opposition and Exhibits 2, 3, 4, 7, 9, 10, 11, 12, 13, 14, and 16 contain references to Google's confidential business information and trade secrets, including details regarding source code, architecture, and technical operation of Google's products, as well as internal discussions between Google employees regarding this information. The specifics of how these functionalities operate is confidential information that Google does not share publicly. Thus, I understand that the public disclosure of such information could lead to competitive harm to Google, as competitors could use these details regarding the architecture and functionality of Google's products to gain a competitive advantage in the marketplace with respect to their competing products. Google has

I	
1	therefore designated this information as HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY
2	and/or HIGHLY CONFIDENTIAL—SOURCE CODE under the protective order (Dkt. No. 92). A
3	less restrictive alternative than sealing would not be sufficient because the information sought to be
4	sealed is Google's confidential business information and trade secrets but has been utilized by Sonos
5	in support of Sonos's Opposition.
6	6. The portions of Exhibit 1 outlined in red boxes contain references to Google's
7	confidential business information and trade secrets, including details regarding source code,
8	architecture, and technical operation of Google's products, as well as internal discussions between
9	Google employees regarding this information. The specifics of how these functionalities operate is
10	confidential information that Google does not share publicly. Thus, I understand that the public
11	disclosure of such information could lead to competitive harm to Google, as competitors could use
12	these details regarding the architecture and functionality of Google's products to gain a competitive
13	advantage in the marketplace with respect to their competing products. Google has therefore
14	designated this information as HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY and/or
15	HIGHLY CONFIDENTIAL—SOURCE CODE under the protective order (Dkt. No. 92). Although
16	Sonos's Administrative Motion sought to seal the entirety of this exhibit, Google seeks to seal only the
17	portions outlined in red boxes. A less restrictive alternative than sealing would not be sufficient
18	because the information sought to be sealed is Google's confidential business information and trade
19	secrets but has been utilized by Sonos in support of Sonos's Opposition.
20	I declare under penalty of perjury under the laws of the United States of America that to the
21	best of my knowledge the foregoing is true and correct. Executed on May 12, 2022, in San Francisco,
22	California.
23	DATED: May 12, 2022
24	By: /s/ Jocelyn Ma
25	Jocelyn Ma

26

27

28

CASE No. 3:20-cv-06754-WHA
DECLARATION OF JOCELYN MA